

**IDAPA 11 - IDAHO STATE POLICE
IDAHO STATE RACING COMMISSION**

11.04.04 - RULES GOVERNING DISCIPLINARY HEARINGS

DOCKET NO. 11-0404-0901 (CHAPTER REPEAL)

NOTICE OF RULEMAKING - TEMPORARY AND PROPOSED RULE

EFFECTIVE DATE: The effective date of the temporary rule is January 1, 2009.

AUTHORITY: In compliance with Sections 67-5221(1) and 67-5226, Idaho Code, notice is hereby given that this agency has adopted a temporary rule, and proposed regular rulemaking procedures have been initiated. The action is authorized pursuant to Section 54-2506, Idaho Code.

PUBLIC HEARING SCHEDULE: Public hearing(s) concerning this rulemaking will be held as follows:

MONDAY - JANUARY 12, 2009 - 6:00 p.m.

**NAMPA CIVIC CENTER
Home Federal Room
311 3RD Street South, Nampa, ID**

The hearing site(s) will be accessible to persons with disabilities. Requests for accommodation must be made not later than five (5) days prior to the hearing, to the agency address below.

DESCRIPTIVE SUMMARY: The following is the required finding and concise statement of its supporting reasons for adopting a temporary rule and a nontechnical explanation of the substance and purpose of the proposed rulemaking: This existing rule is being repealed and rewritten to provide a clear, concise Chapter on Hearings and Appeals. In addition, this rule conforms more closely with the Association of Racing Officials International Model Rules in a plain English format.

TEMPORARY RULE JUSTIFICATION: Pursuant to Section(s) 67-5226(1) (c) Idaho Code, the Governor has found that temporary adoption of the rule is appropriate for the following reasons: Confers a benefit

FEE SUMMARY: Pursuant to Section 67-5226(2), the Governor has found that the fee or charge being imposed or increased is justified and necessary to avoid immediate danger and the fee is described herein: N/A

FISCAL IMPACT: The following is a specific description, if applicable, of any negative fiscal impact on the state general fund greater than ten thousand dollars (\$10,000) during the fiscal year: N/A

NEGOTIATED RULEMAKING: Pursuant to Section 67-5220, Idaho Code, negotiated rulemaking was not conducted because of the simple nature of this rulemaking action.

ASSISTANCE ON TECHNICAL QUESTIONS, SUBMISSION OF WRITTEN COMMENTS: For assistance on technical questions concerning the temporary and proposed rule, contact The Idaho State Racing Commission, 208-884-7080. Anyone may submit written comments regarding this proposed rulemaking. All written comments must be directed to the undersigned and must be delivered on or before January 28, 2009.

DATED this 18th day of November, 2008.

Dennis Jackson
Executive Director
Idaho State Racing Commission
Phone: 208-884-7080 / Fax: 208-884-7098

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IDAPA 11.04.04 IS BEING REPEALED IN ITS ENTIRETY.